1975

WAYLAND PUBLIC LIBRARY
5 CONCORD RD.
WAYLAND, MASS. 01778

WARRANT

for

SPECIAL TOWN MEETING

NOVEMBER 12, 1975

NOTICE

SPECIAL ELECTION

The Moderator has indicated that he will disqualify himself when certain Articles in this Warrant are reached.

Accordingly, as the first order of business at the opening session of this Special Town Meeting, the Town Clerk will be asked to receive nominations for Temporary Moderator, who will act in such instances when they arise during the Meeting.

If more than one person is nominated, voting will be by written ballot.

So that the meeting will not be delayed, the Selectmen earnestly hope that there will be no speeches made on behalf of any candidate or debate on the matter.

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FOR

1975 SPECIAL TOWN MEETING

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WARRANT FOR SPECIAL TOWN MEETING

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

To any of the Constables of the Town of Wayland, in said County:

Greetings:

In the name of the Commonwealth you are required to notify and warn the inhabitants of said Town qualified to vote in Town affairs to meet in the High School Field House on

WEDNESDAY, NOVEMBER 12, 1975

at 7:45 P.M., then and there to act on the following articles:

ARTICLE 1. AMEND WAGE AND SALARY CLASSIFICATION PLAN

Article 1. To see whether the Town will vote to amend the Wage and Salary Classification Plan previously adopted by the Town, by making the following additions, deletions, or modifications, and by establishing effective dates for said amendments:

(a) Amend ARTICLE II, SECTION 1, SCHEDULE A in the following respect:

(1) By deleting: (Effective July 1, 1975)

CLASS TITLE	Compensation Grade or Schedule
Board of Health Inspector (Agent, Part-time)	Misc.
Building Inspector	G
Deputy Fire Chief (Acting)	F-5
Fire Fighter Cadet	Misc.
General Foreman - Park and Recreation	W-10
Library Assistant	S-6
Maintenance Man - Park and Recreation	W-8
Patrolman	P-1
Senior Accounts Clerk	S-7
Special Patrolman (Part-time)	Misc.
Working Foreman - Park, Recreation and Cemetery	W-9

(2) By adding: (Effective July 1, 1975)

CLASS TITLE	Compensation Grade or Schedule
Acting Deputy Police Chief	P-5
Assistant Director, Library	S-16
Building and Zoning Inspector	G
Computer Operator	S-10
Data Processing Coordinator	G
Deputy Fire Chief	F-5
Engineering Aide	S-9
Permanent Intermittent Police Officer	Misc.
Police Intern	Misc.
Police Officer	P-1
Treasurer - Collector	G

(3) By changing compensation grade or schedule designations for certain classifications as follows:

(Effective July 1, 1975)

Administrative Assistant from S-17 to G
Assistant Water Superintendent from G to S-19
Mechanic - Welder from W-8 to H-9

(b) Amend ARTICLE II, SECTION 1, SCHEDULE D by adding: (Effective July 1, 1975)

"Rank	Minimum
P-5***	324.71/week

*** For periods of over four days up to four weeks (or less)."

(c) Amend ARTICLE II, SECTION 1, SCHEDULE E by deleting the entire schedule presently shown and substituting the following new schedule in place thereof:

SCHEDULE E
FIRE ANNUAL SALARY SCHEDULE
(Effective July 1, 1975)

Grade	Minimum	After 1 Year	After 2 Years	After 3 Years
F-1	$10,659	$11,087	$11,529	$11,989
F-2	11,192	11,641	12,105	12,588
F-3	12,364	12,861	13,374	13,907
F-4	12,968	13,487	14,026	14,587
F-5			16,408	

(d) Amend ARTICLE II, SECTION 1, SCHEDULE F by deleting the entire schedule presently shown and substituting the following new schedule in place thereof:

SCHEDULE F
HOURLY WAGE SCHEDULE
(Effective July 1, 1975)

Grade	Minimum	After 1 Year	After 2 Years	After 3 Years
W-1	$3.60	$3.74	$3.89	$4.05
W-2	3.74	3.89	4.05	4.21
W-3	3.89	4.05	4.21	4.38
W-4	4.05	4.21	4.38	4.56
W-5	4.21	4.38	4.56	4.74
W-6	4.38	4.56	4.74	4.93
W-7	4.56	4.74	4.93	5.13
W-8	4.74	4.93	5.13	5.34
W-9	4.93	5.13	5.34	5.55
W-10	5.13	5.34	5.55	5.77

(e) Amend ARTICLE II, SECTION 1, SCHEDULE G by deleting the following: (Effective July 1, 1975)

Position	Annual Salary
"Assistant Water Superintendent	13,400"

(f) Amend ARTICLE II, SECTION 1, SCHEDULE H by deleting the entire schedule presently shown and substituting the following new schedule in place thereof:

SCHEDULE H
MISCELLANEOUS SALARY AND WAGE SCHEDULE
(Effective July 1, 1975)

Position	Compensation
Call Fire Fighter (Part-time)	$4.79 per hour
Call Fire Fighter-- Shift Replacement:	
Day - 10 hours	42.44 per shift
Night - 14 hours	59.42 per shift
Diver (Part-time)	9.70 per hour
Inspector Department of Health	3.30 - 3.47 - 3.63
Laborer (Part-time)	3.26 per hour
Laborer (Probationary)	3.26 per hour
Library Clerk (Part-time)	2.90 - 3.03 - 3.18
Library Page (Part-time)	2.00 - 2.07 - 2.15
Nurses' Aide (Part-time)	3.14 - 3.22 - 3.35 - 3.45
Permanent Intermittent Police Officer	4.77 per hour
Police Dispatcher	148.68 per week (40 hrs.)
Police Intern	50.00 per week (4 hrs./ day for 5 days)
Police Matron (Part-time)	4.77 per hour
School Crossing Guard (Part-time)	54.27 per week 12.94 per day
Wiring Inspector (Part-time)	5.25 per hour

(g) Amend ARTICLE II, SECTION 1, SCHEDULE I by deleting the entire schedule presently shown and substituting the following new schedule in place thereof:

SCHEDULE I
HIGHWAY HOURLY WAGE SCHEDULE
(Effective July 1, 1975)

Grade	Minimum	After 1 Year	After 2 Years	After 3 Years
H-1	$3.62	$3.76	$3.91	$4.07
H-2	3.76	3.91	4.07	4.23
H-3	3.91	4.07	4.23	4.40
H-4	4.07	4.23	4.40	4.58
H-5	4.23	4.40	4.58	4.76
H-6	4.40	4.58	4.76	4.95
H-7	4.58	4.76	4.95	5.15
H-8	4.76	4.95	5.15	5.36
H-9	4.95	5.15	5.36	5.57
H-10	5.15	5.36	5.57	5.79
H-11	5.36	5.57	5.79	6.02

(h) Amend ARTICLE II, SECTION 6 by deleting the entire section presently shown and substituting the following in place thereof: (Effective July 1, 1975)

"SECTION 6. Each full-time regular employee of the Town shall be awarded longevity pay in accordance with the following table:

After 5 years of service--$100 per year
After 10 years of service--An additional $50($150 total)
After 15 years of service--An additional $50($200 total)
After 20 years of service--An additional $50($250 total)
After 25 years of service--An additional $50($300 total)
After 30 years of service--An additional $50($350 total)

Payments will be made twice a year, on May 31 and November 30, and each payment will consist of half (1/2) of the yearly amount. To qualify for the additional payments under this Article, the employee must have completed the required years of service before the payment date. Part-time employees will be given consideration under this Article.

The Personnel Board will be responsible for determining the equivalency of longevity in each case."

(i) Amend ARTICLE III, SECTION 1 by deleting the second and third sentences and substituting the following in place thereof: (Effective July 1, 1975)

"For Fire Department personnel, it shall be 42 hours. For Police Department personnel, it shall be 37.5 hours."

(j) Amend ARTICLE V, SECTION 1 by deleting the first paragraph and substituting the following in place thereof: (Effective July 1, 1975)

"SECTION 1. After each of his first three years of service in a job classification (but beginning after the next payroll period), an employee shall be eligible for the step increase shown in the Schedule of Salary and Wage Rates. Step increases will be granted only upon written recommendation of the employing agency with the approval of the Personnel Board."

(k) Amend ARTICLE V-A, SECTION 4 by deleting the entire section presently shown and substituting the following in place thereof: (Effective July 1, 1975)

"SECTION 4. Any vacation period of over two weeks may be taken one day at a time at the discretion of the Department Head."

(l) Amend ARTICLE V-A by adding a new section to read as follows: (Effective July 1, 1975)

"SECTION 5. Highway and Park and Recreation employees who are eligible for at least two weeks of vacation may carry over one week of their vacation to the following year."

(m) Amend ARTICLE V-B, SECTION 1 by deleting the entire section presently shown and substituting the following in place thereof: (Effective July 1, 1975)

"SECTION 1. All permanent Town employees shall be allowed the following eleven Holidays with pay: New Year's Day, Martin Luther King Day, Washington's Birthday, Patriot's Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day and Christmas Day. When one of the foregoing holidays falls on a Sunday, the holiday will be observed on the following Monday. When one

of the foregoing holidays falls on a Saturday it will be observed on the preceding Friday. If a holiday falls on an employee's regularly scheduled day off, the employee will be given a day off with pay. If he is required to work on that day, he shall receive straight-time pay for the hours actually worked in addition to his holiday pay. If a holiday falls on an employee's regularly scheduled work day, he shall be given the day off with pay. If he is required to work on that day he shall receive straight-time pay for the hours actually worked in addition to his holiday pay.";

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Personnel Board to present to the Town proposed changes in the Personnel By-Law resulting from collective bargaining settlements with the fire and highway units and a variety of corrections to conform to earlier votes of the Town. At the annual meeting in April 1975, the Town approved collective bargaining settlements with the police, clerical, and water units, and salary adjustments for the administrative and professional schedule, as well as certain non-union groups. The principal features of the collective bargaining settlements were a 5% general increase, an improved longevity schedule, and an additional holiday (Martin Luther King Day which was declared a legal holiday by the State legislature).

The Article contemplates changes in five major areas:

1. Paragraph (a) revision of job titles;
   Paragraph (b) rate for acting deputy police chief, a temporary job not to exceed four weeks in duration;
   Paragraph (e) deletion of assistant water superintendent from G Schedule - job is now on Schedule B;
   Paragraph (i) deletion of language no longer necessary with respect to phasedown of police and fire work weeks;
   Paragraph (j) providing consistency in award of merit step-rate increases;
   Paragraphs (k) and (l) correction of numbering error.

These amendments all constitute technical changes to the By-Law which are recommended by the Personnel Board.

2. Paragraph (c). This amendment revises the fire annual schedule in accordance with the collective bargaining settlement to reflect a 5.5% increase for the fiscal year 7/1/75 through 6/30/76. This increase will place the fire schedule on a par with the police schedule. Increases in the fire schedule for the fiscal years 1976-77 and 1977-78 will be based solely on a cost of living adjustment of 3¢ per hour for each point of advance in the cost of living index, with a minimum increase of 3% and a maximum increase of 9.47%.

3. Paragraphs (d) and (f). This amendment applies to the Park and Recreation employees and employees in jobs on the miscellaneous schedule for general wage increases granted to the respective collective bargaining units. This increase is 5% except for fire department employees in the miscellaneous schedule who would receive the 5.5% general increase applicable to the fire schedule.

4. Paragraph (g). This amendment revises the Highway Schedule to reflect the 5.5% increase for the fiscal year 1975-76 agreed upon during a mediation session in August 1975. Although this increase is 1/2% higher than that granted to most of the other units, it concluded prolonged negotiations intensified by the Highway Association's expressed dissatisfaction with their wages as compared to those of employees in other towns and in other departments in Wayland.

5. Paragraphs (h) and (m). These amendments extend to the revised longevity schedule and the additional holiday to the fire and highway units as a result of negotiations, and to various non-union groups as a result of the recommendation of the Personnel Board.

The Finance Committee recommends approval.

ARTICLE 2. TO CORRECT MOTION

Article 2. To see if the Town will vote to provide the funds appropriated by motion under Article 8 of the Warrant for the 1975 Annual Town Meeting from Available Funds, "Water Available Surplus"; or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Finance Committee to see if the Town will vote to correct Article 8 of the Annual Town Meeting last April which omitted the routine language having to do with the source of the funds from which the annual budget for the Water Department is appropriated. No additional funds are being appropriated by reason of this vote.

The Finance Committee recommends approval of the Article.

ARTICLE 3. CONTINUED FUNDING OF CETA

Article 3. To see if the Town will vote to appropriate a sum or sums of money for the continued employment of the following persons, presently paid by CETA funds:

Conservation Commission -(temporary) Land Manager

Council on Aging - (temporary) Senior Citizens' Center Director

to determine whether such an appropriation shall be provided by taxation, by appropriation from available funds, by transfer of funds already appropriated for another purpose, by borrowing under the provisions of Chapter 44 of the General Laws or otherwise; and to determine what Town officer, board, or committee, or combination of them shall be authorized to expend the money appropriated therefor; or take any action relative thereto.

RECOMMENDATION

This Article is a composite of two similar requests, one each from the Council on Aging and the Conservation Commission.

The Town has been notified that funding for the CETA positions will terminate starting in November, 1975 on an employee by employee (first in, first out) basis.

These positions were created, staffed, and funded without approval of the Town Meeting in April, 1975.

In examining the merits of this Article, the Finance Committee has considered only the value to the Town of extending the services provided by the two CETA positions for the remainder of the current fiscal year. After meeting with the

sponsoring groups, it is the Committee's judgment that the Town will derive significant benefit by continuing the functions of both positions for the balance of the year. The Conservation Commission has been given increasing responsibilities, both by statute and due to the acquisition of over 350 acres of conservation land, which now require some staff assistance. The Council on Aging has been experiencing increasing difficulty in discharging its statutory duties solely through the means of volunteers.

The Park and Recreation Commission, although in the same situation, has advised the Finance Committee that it expects to be able to continue the services of the Recreation Supervisor out of its existing budget when its CETA funds run out.

All three boards have been advised that the Finance Committee is not endorsing these positions on a permanent basis. Requests that these positions become permanent must be presented at the regular Town Meeting, at which time the Town can evaluate them in the light of the entire Town budget proposal.

The Finance Committee recommends approval of the Article.

ARTICLE 4. APPROPRIATE FOR PENSION OF POLICE OFFICER

Article 4. To see if the Town will vote to appropriate a sum or sums of money for the pension earned by one of the Town's Police Officers who has requested retirement pursuant to Chapter 32, Section 58 of the General Laws; to determine whether such appropriation shall be provided by taxation, by appropriation from available funds, by transfer of funds already appropriated for another purpose, by borrowing under the provisions of Chapter 44 of the General Laws, or otherwise; and to determine what Town officer, board, or committee, or combination of them shall be authorized to expend the money appropriated therefor; or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Board of Selectmen to see if the Town will vote to appropriate a sum of money to fund the pension earned by one of the Town's Police Officers who will retire on November 1, 1975. This officer has 30 years of service in state and municipal

government, the last 19 of which were full-time with the Town of Wayland. His annual pension will be $10,040.08 per year, plus a cost-of-living adjustment. As he worked for the State Department of Public Works before coming to Wayland, approximately 28% of his pension will be borne by the State. Under the law, the Town must fund the full amount of his pension each year, and it will be reimbursed by the State for its share. The appropriation required at this time is approximately $6,700.00 and will fund the pension for the balance of this fiscal year.

The Finance Committee recommends approval of the Article.

ARTICLE 5. PETITION TO GENERAL COURT

Article 5. To see if the Town will vote to direct the Selectmen to present a petition to the General Court of the Commonwealth for and on behalf of the Town of Wayland praying that it enact a special law providing that the age requirement of the Civil Service Commission be waived to permit one of the Town of Wayland's Permanent Intermittent Police Officers, who desires to become a Permanent Police Officer; and that such special law be effective upon its enactment by the General Court without further action by the Town; or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Board of Selectmen to see if the Town will authorize the Selectmen to present a petition to the General Court of the Commonwealth asking that a special law be enacted waiving the age requirement of the Civil Service Commission in the case of one of the Town's presently employed Permanent Intermittent Police Officers who desires to become a Permanent Police Officer and fill a vacancy which now exists. This individual is presently over the age of 50 years and thus the waiver must be obtained if he is to be employed full-time by the Town. The Board of Selectmen wishes to employ this person, who is otherwise qualified and who has worked for the Town off and on over the past 9 years.

The Finance Committee recommends approval of the Article.

ARTICLE 6. ACQUIRE EASEMENTS ON COCHITUATE ROAD

Article 6. To see if the Town will authorize the Road Commissioners to acquire by purchase, eminent domain, gift, or otherwise, for walkway purposes, easements in a vacant parcel of land on Cochituate Road, standing in the names of Sherman P. and Evelyn S. Spaulding and Alfred J. and Ann Ruth Griffin shown on plate No. 28 of the Town Atlas as well as on plans on file with the Town Clerk entitled "PLAN OF LAND IN WAYLAND, MASS. SHOWING PROPOSED WALKWAY EASEMENT ON COCHITUATE ROAD MARCH 28, 1975 SCALE: 1 IN. = 20 FT. WAYLAND ENGINEERING DEPARTMENT" and "PLAN OF LAND IN WAYLAND, MASS. ON COCHITUATE ROAD SHOWING PROPOSED WALKWAY EASEMENT MARCH 29, 1975 SCALE: 1 IN. = 30 FT. WAYLAND ENGINEERING DEPARTMENT" and more fully described as follows:

Easement No. 1 on Land of Spaulding:

Beginning at a stone bound on the westerly sideline of Cochituate Road, at the property line between the Town of Wayland and land of Sherman P. and Evelyn S. Spaulding; thence

S 7-28-30 E,	seventy and 00/100 (70.00) feet by said westerly sideline of Cochituate Road; thence
S 82-31-30 W,	three and 00/100 (3.00) feet; thence
N 8-42-9 W,	seventy and 02/100 (70.02) feet; thence
N 82-31-30 E,	four and 50/100 (4.50) feet to the point of beginning.

Easement No. 2 on Land of Griffin:

Beginning at a point on the westerly sideline of Cochituate Road, 282.21' southerly of a stone bound; thence

S 7-28-30 E,	one hundred eighty-seven and 79/100 (187.79) feet by said westerly sideline of Cochituate Road; thence
S 82-31-30 W,	four and 50/100 (4.50) feet; thence
N 8-8-37 W,	forty-two and 79/100 (42.79) feet; thence
N 6-42-27 W,	one hundred twelve and 01/100 (112.01) feet; thence
N 1-25-16 W,	thirty-three and 19/100 (33.19) feet to the point of beginning;

to determine whether such appropriations shall be provided by taxation, by appropriation from available funds, by transfer of funds already appropriated for another purpose, by borrowing under the provisions of Chapter 44 of the General Laws, or otherwise; and to determine what Town officer, board, or committee, or combination of them shall be authorized to expend the money appropriated therefor; or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Road Commissioners to see if the Town will vote to acquire approximately 258 feet of sidewalk easement along the westerly side of Cochituate Road from Sherman P. and Evelyn S. Spaulding and Alfred J. and Ann Ruth Griffin.

This easement was not acquired last April when the approval of the Town was obtained and the money appropriated to build a sidewalk along this portion of Cochituate Road. Since then the Spauldings and the Griffins have agreed to let the Town have the easements as a gift thus no significant appropriation is required.

The Finance Committee recommends approval of the Article.

ARTICLE 7. TRANSFER OF CONSERVATION FUNDS

Article 7. To see if the Town will vote to appropriate a sum or sums of money to pay monies borrowed in anticipation of serial issue and expended for the acquisition of the Stewart, Scholtz, and Donaldson tracts pursuant to vote of the Town under Article 19 of the Warrant for the 1972 Annual Town Meeting;

Article 22 of the Warrant for the October 1972 Special Town Meeting; Articles 30 and 31 of the Warrant for the 1973 Annual Town Meeting and Article 46 of the Warrant for the 1974 Annual Town Meeting; to determine whether such appropriation shall be provided by taxation, by appropriation from available funds, by transfer of funds already appropriated for another purpose, by borrowing under the provisions of Chapter 44 of the General Laws, or otherwise; and to determine what Town officer, board, or committee, or combination of them shall be authorized to expend the money appropriated therefor; or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Conservation Commission to see if the Town will vote to appropriate $170,547.00 to be used to pay off the borrowing in anticipation of serial debt. This is a purely ministerial act required by the Bureau of Accounts and does not involve the expenditure of any new funds.

The Finance Committee recommends the approval of the Article.

ARTICLE 8. ZONING--REFUSE DISPOSAL DISTRICT

Article 8. To see if the Town will vote to amend its Zoning By-Laws and Plan as follows:

(a) By adding the following words into Section III after the phrase, "7. Planned Development Districts":

"8. Refuse Disposal District

which includes all of the land and water shown on a Plan entitled, "PLAN OF LAND IN WAYLAND MASS. SHOWING PROPOSED REFUSE DISPOSAL DISTRICT OCT. 21, 1975 SCALE: 1 IN. = 200 FT. WAYLAND ENGINEERING DEPARTMENT" on file in the office of the Town Clerk and more fully described as follows:

Beginning at a point on the northerly sideline of the Boston Post Road (Route 20) at the property line between William W. and Mary P. Lord and the Town of Wayland, said point being 254.82 at N 87-16-50 E from the most easterly Wayland-Sudbury town line; thence

S 87-16-50 W, two hundred fifty-four and 82/100 (254.82) feet by the northerly sideline of Boston Post Road; thence

N 09-37-46 W, one thousand twenty-five and 59/100 (1,025.59) feet along the Wayland-Sudbury town line; thence

N 51-26-14 W, forty and 43/100 (40.43) feet along the Wayland-Sudbury town line; thence

S 80-18-50 W, eight hundred twenty-eight and 16/100 (828.16) feet along the Wayland-Sudbury town line; thence

S 58-51-06 W, one hundred two and 03/100 (102.03) feet along the Wayland-Sudbury town line; thence

N 42-48-31 W, five hundred three and 55/100 (503.55) feet by land of Philbob Realty, Inc.; thence

N 26-43-22 W, two hundred twenty-five and 16/100 (225.16) feet along the Wayland-Sudbury town line; thence

N 47-40-44 W, three hundred seventeen and 97/100 (317.97) feet along the Wayland-Sudbury town line to River Road; thence

Northeasterly, one hundred sixty-two and 42/100 (162.42) feet along a curve to the right having a radius of 464.65 feet by the easterly sideline of River Road; thence

S 44-36-40 E, five hundred forty-four and 50/100 (544.50) feet by land of Joseph and Louise P. Vacaro; thence

N 50-09-19 E, five hundred forty-two and 43/100 (542.43) feet by land of Joseph and Louise P. Vacaro; thence

N 17-06-15 W, six hundred eighty-six and 65/100 (686.65) feet by land of Joseph and Louise P. Vacaro to the southeasterly sideline of River Road; thence

N 52-14-53 E, four hundred one and 90/100 (401.90) feet along the southeasterly sideline of River Road; thence

S 46-06-14 E, four hundred forty-two and 19/100 (442.19) feet by land of Joyce J. Freitag and Grace M. Gallagher and the United States of America; thence

S 38-27-44 E, nine hundred fifty-eight and 92/100 (958.92) feet by land of the United States of America; thence

S 51-04-44 E, eighty-eight and 60/100 (88.60) feet by land of the United States of America; thence

S 30-15-00 W, one hundred forty-four and 34/100 (144.34) feet by land of William W. and Mary P. Lord; thence

S 07-47-10 E, one thousand four hundred fourteen and 19/100 (1,414.19) feet by land of William W. and Mary P. Lord to the point of beginning."

(b) By adding the following new section thereto:

"Section VI-A. Refuse Disposal District

No structure shall be erected or constructed, altered, enlarged or used and no land, water or structure shall be used for any purpose or in any manner other than as provided below:

(1) The disposal and treatment of septic tank pumpings at the septic treatment facility.

(2) The disposal of refuse at such sanitary landfill areas as may have been designated by the Board of Health, all in accord with its Rules and Regulations.

(3) The removal of such vegetation, sod, loam, gravel, stone and or other earth materials as may have been authorized, from time to time, by the Road Commissioners.";

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Regional Refuse Disposal Planning Committee to see if the Town will vote to amend its Zoning By-Laws and Zoning Plan to create a Refuse Disposal District and thereafter to rezone certain of the land presently owned by the Town on the north side of Route 20 in the Sand Hill area west of the Sudbury River as a Refuse Disposal District. The land to be rezoned was purchased for the purpose of using it for refuse disposal, and this Article merely formalizes the zoning aspects of the creation of a new refuse disposal facility by the Town.

The Planning Board will hold a public hearing and report to the Town at the Town Meeting.

The Finance Committee recommends approval of the Article.

ARTICLE 9. ZONING--SELF-SERVICE GASOLINE STATIONS

Article 9. To see if the Town will vote to amend its Zoning By-Laws by deleting Section VI 2. a) 10) (a) and by inserting the following new section in place thereof:

"(a) No gasoline, oil, or other inflammable product shall be sold at any such service station unless such product is dispensed to the public by a tenant, agent, or employee of the owner, by the owner himself, or by a person operating said station under contract, no "self-service gasoline station" being permitted. Washing, lubricating, and making of repairs shall be performed inside the building.";

or take any action relative thereto

RECOMMENDATION

This Article was inserted in the Warrant on petition of more than ten taxpayers to see if the Town will vote to amend its Zoning By-Laws to prohibit retail, self-service gasoline stations in Town. Most of the service stations in Town are operated under short-term leases from the major oil companies. If self-service gas stations are permitted, there is a substantial risk that many of the oil companies will terminate their leases and convert the present service stations to self-service gas stations. There would be a loss of automobile repair service in Town as the self-service stations provide no other services by way of repairs, grease and oil changes,

towing, tire repair, and the like. Those gas stations which were not converted to self-service would undoubtedly suffer a serious loss of sales of gasoline and they would be forced to curtail both hours and service, thereby further reducing the convenience heretofore enjoyed.

The self-service gas stations themselves pose some new and different problems. They would undoubtedly attract some additional traffic to Wayland from adjacent towns. Traffic at individual sites would increase substantially. It is estimated that the gallons pumped per month might increase 3 to 4 times, thereby increasing the traffic by an equivalent amount. Experience with self-service stations in other towns indicates that additional demands would be made of the Police Department to respond to complaints about customers who fail to pay after pumping their own gas, and calls to the Fire Department to wash down gasoline spills.

The economic impact to the Town is not clear. On the one hand, residents of the Town would enjoy the benefit of cheaper gas, but the price differential appears to be between 0¢ and 2¢ per gallon, depending on the type of location and proximity to other gas stations. The Town would lose tax revenue because the assessed value of a self-service gas station would probably be less since it only has gas pumps and a small structure to house the cashier. In addition, the Town would lose excise taxes on the vehicles normally associated with service stations since self-service stations would have no vehicles.

The State apparently prohibits conventional service stations from having one set of pumps for self-service and another with attendants. Consequently, a compromise of this sort is not possible.

Fourteen out of the sixteen gas station operators in Town support this Article. Several of these persons are residents of the Town. Two gas stations are presently being considered for conversion by oil companies.

While it is not normally the Town's business to interfere in the competitive process of the free enterprise system, it would not appear that in this instance non-interference will guarantee a significant reduction in the cost of gasoline. At the same time the Town runs the substantial risk of a reduction in the availability of automotive service generally associated with conventional service stations. A third factor is the precedent set by the arrival of this type of self-service retailing, thereby

encouraging other types of self-service enterprises to locate in Wayland, and significantly changing the character of the Town's residential and business communities.

The Planning Board will hold a public hearing and report to the Town at the Town Meeting. That public hearing will not be held prior to the time this Warrant goes to press. As the Finance Committee wishes to have the benefit of the discussion at the public hearing, it also will make its final report and recommendation to the Town at the Town Meeting.

At this writing based on the information available, the Finance Committee recommends the Article.

ARTICLE 10. AMEND BY-LAWS--DOG KENNELS

Article 10. To see if the Town will vote to amend its By-Laws by deleting the following words: "ARTICLE 7. DOG REGULATIONS." and by:

(a) Inserting the following in place thereof:

"ARTICLE 7.

A. DOG REGULATIONS." and

(b) By adding the following new section at the end of Article 7:

"B. KENNEL REGULATIONS

The Town Clerk shall issue no kennel permit pursuant to the provisions of G.L. Chapter 140, Section 137A, unless:

Section 1. He shall have received a report from the Dog Officer certifying as follows:

a. That she or he has inspected the premises where applicant's kennel is located or to be located;

b. That the premises proposed are appropriate for use as a kennel and that such use will have no significant adverse effect on the peace and quiet of the neighborhood or on the sanitary conditions there; and

Section 2. Said kennel shall be no closer than twenty feet to any lot line and no closer than fifty feet to any existing dwelling on an abutting lot; provided, however that

Section 3. All kennels which were in existence on July 1, 1975 shall be deemed to have satisfied the provisions of paragraphs 1 and 2 above until July 1, 1976.";

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by Town Counsel to see if the Town will vote to amend the Town By-Laws to add a Kennel Law which is, in all significant respects, the same as the Kennel Law voted under Article 31 of the Annual Town Meeting last April.

The Kennel Law enacted last April was in the form of an amendment to the Zoning By-Laws. The Assistant Attorney General of the Commonwealth has refused to approve the Zoning By-Law enacted last April on the basis that it should be a Town By-Law rather than a Zoning By-Law. While the Town could contest this decision in the courts, it seems more expedient to merely reenact it as a Town By-Law and that is the purpose of this Article.

The Finance Committee recommends approval of the Article.

ARTICLE 11. AMEND BY-LAWS--REPORTS

Article 11. To see if the Town will vote to amend its By-Laws by adding Section 4 to Article 5 of the By-Laws as follows:

"Section 4. Whenever a report required by law is submitted to a Town Meeting, it shall be included in the minutes of said meeting set forth in the Annual Town Report.";

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Codification Committee to see if the Town will amend its By-Laws to add a provision requiring all reports required by statute to be submitted to the Town Meeting to be printed in the Annual Town Report. Under present practice, only those reports that are required to be made under Article 1 are printed, and other reports required to be made by statute in connection with other Articles are not printed. Examples of these are the Finance Committee's Report and the Planning Board's Report on Zoning Articles. The printing of these reports in the Annual Town Report will facilitate the keeping of a comprehensive record of Town affairs.

The Finance Committee recommends approval of the Article.

ARTICLE 12. CONSERVATION ACQUISITION--COMMONWEALTH ROAD

Article 12. To see if the Town will authorize the Conservation Commission to acquire by purchase, eminent domain, gift, or otherwise, for conservation purposes including outdoor recreation, the fee or any lesser interest in a vacant parcel of land without street frontage with the trees thereon standing in the name of the Timber Lane Conservation Realty Trust, containing about 9.1 acres, shown on Plate No. 52 of the Town Atlas and also on a plan entitled "PLAN OF LAND IN WAYLAND, MASS. SCALE: 1" = 40' SEPT. 16, 1975 PREPARED FOR TIMBER LANE CONSERVATION REALTY TRUST (T.L.C.R.T.) PREPARED BY ALLEN & DEMURJIAN, INC. ENGINEERS & LAND SURVEYORS BOSTON, MASS." and more fully described as follows:

Beginning at a point on the property line between Lot 2 and land shown as now or formerly belonging to Crowley, 326.19 feet at S 04-38-20 W from the southerly sideline of Commonwealth Road; thence

S 04-38-20 W,	one hundred eighty-six and 8/10 (186.8) feet; thence
N 89-45-00 E,	three hundred twenty-two and 10/100 (322.10) feet; thence
S 02-01-00 W,	three hundred thirteen and 16/100 (313.16) feet; thence

S 18-34-43 W, one hundred seventy-six and 06/100 (176.06) feet; thence

S 84-20-50 W, six hundred forty-nine and 00/100 (649.00) feet; thence

N 07-14-40 E, five hundred forty-five and 33/100 (545.33) feet; thence

N 07-01-35 E, twenty-four and 58/100 (24.58) feet; thence

S 82-58-25 E, seventy and 00/100 (70.00) feet; thence

N 06-32-18 W, one hundred seventy-one and 65/100 (171.65) feet; thence

N 89-45-00 E, two hundred eighty-four and 46/100 (284.46) feet to the point of beginning; together with an access easement from Commonwealth Road as shown on said plan and more particularly described as follows:

Beginning at a point on the southerly sideline of Commonwealth Road at the property line between land now or formerly of Crowley and Lot 2; thence

S 04-38-20 W, three hundred twenty-six and 19/100 (326.19) feet; thence

S 89-45-00 W, fifteen and 05/100 (15.05) feet; thence

N 04-38-20 E, three hundred twenty-six and 19/100 (326.19) feet to the southerly sideline of Commonwealth Road; thence

N 89-45-00 E, fifteen and 05/100 (15.05) feet along the southerly sideline of Commonwealth Road to the point of beginning;

to determine whether the Town will appropriate money therefor, to be provided by taxation, by appropriation from available funds, by borrowing under the provisions of Chapter 44 of the General Laws, or otherwise; to see if the Town will authorize the Conservation Commission to apply and contract for Federal and/or State aid and/or aid from any other public or private sources for the purposes of this Article; or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Conservation Commission to see if the Town will vote to acquire for conservation purposes approximately nine acres of vacant land from the Timber Lane Conservation Realty Trust (the "Trust"). The land in question is an interior lot in an area bounded roughly by Dean Road, Timber Lane, Oak Street, and Commonwealth Road. The greater part of this parcel was listed for acquisition in the Conservation Master Plan. The Commission made several attempts, all unsuccessful, to buy the property from prior owners. When the land recently was sold at a mortgage foreclosure, approximately twenty abutters, acting through the Trust purchased the total property of approximately 10.6 acres plus three buildings for a total price of approximately $62,000. The Trust wishes to sell the nine acres of back land to the Conservation Commission at no gain or loss to the Trust. Two appraisals of the nine acres have been received averaging $26,000. The Conservation Commission has stated that it would in no event pay more than $26,000 for the property. It is estimated that the actual cost to the Town will be less if the Trust is successful in selling the remaining acre and a half and the buildings for something near the Trust's present asking price.

Funds for this purpose will be raised from the borrowing authorized at the 1973 Town Meeting. The Conservation Commission will apply for a 50% self-help reimbursement from the State.

The Finance Committee recommends approval of the Article.

ARTICLE 13. CONSERVATION ACQUISITION--PLAIN ROAD

Article 13. To see if the Town will authorize the Conservation Commission to acquire by purchase, eminent domain, gift, or otherwise, for conservation purposes including outdoor recreation, the fee or any lesser interest in a vacant parcel of land without street frontage with the trees thereon standing in the name of Joyce Bertelsen, containing about 9 acres, shown on Plates No. 19 and 24 of the Town Atlas and also on a plan entitled "PLAN OF LAND IN WAYLAND, MASS. SHOWING LAND OWNED BY JOYCE BERTELSEN OCTOBER 9, 1975 SCALE: 1 IN. = 100 FT. WAYLAND ENGINEERING DEPARTMENT" on file in the office of the Town Clerk and more fully described as follows:

Beginning at an iron pipe on the property line between Charles W. and Martha M. Schmidt and Joyce Bertelsen 794.22 feet westerly of the westerly sideline of Claypit Hill Road as measured along the above said property line; thence

S 09-58-14 E,	two hundred seven and 81/100 (207.81) feet; thence
S 59-27-13 E,	four hundred sixty-three and 82/100 (463.82) feet; thence
S 55-04-01 W,	one hundred eleven and 50/100 (111.50) feet; thence
S 09-11-13 W,	five hundred sixty-seven and 78/100 (567.78) feet; thence
S 79-54-10 W,	three hundred fifty-one and 72/100 (351.72) feet; thence
N 00-08-30 W,	thirty and 18/100 (30.18) feet; thence
N 24-37-17 W,	one hundred ninety-four and 09/100 (194.09) feet; thence
N 49-11-28 W,	one hundred and 24/100 (100.24) feet; thence
N 15-07-50 E,	two hundred twenty-nine and 28/100 (229.28) feet; thence
N 17-08-53 E,	one hundred seventy-eight and 84/100 (178.84) feet; thence
N 17-26-50 E,	one hundred thirty-six and 10/100 (136.10) feet; thence
N 16-09-40 E,	one hundred sixteen and 11/100 (116.11) feet; thence
N 16-10-39 E,	two hundred twenty-nine and 77/100 (229.77) feet to the point of beginning;

together with an access easement from Plain Road as described in a deed from Gerald Henderson to L. William, III, and Joyce Bertelsen dated March 2, 1955 and recorded in the Middlesex Registry of Deeds, South District in Book 8423 page 353; to determine whether the Town will appropriate money therefor,

to be provided by taxation, by appropriation from available funds, by borrowing under the provisions of Chapter 44 of the General Laws, or otherwise; to see if the Town will authorize the Conservation Commission to apply and contract for Federal and/or State aid and/or aid from any other public or private sources for the purposes of this Article; or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Conservation Commission to see if the Town will vote to acquire for conservation purposes a parcel of about nine acres from Mrs. Joyce Bertelsen located at the rear of her property on Claypit Hill Road. This parcel was designated for acquisition in the original Conservation Master Plan, although it was erroneously omitted from the map published with the Plan. The Conservation Commission feels that it is prime conservation land and its acquisition is a major objective in completing the north-south greenbelt contemplated by the Master Plan. The purchase price will not exceed $23,000, and is still under negotiation as the Warrant goes to the printer.

Funds for this purchase will be raised from the borrowing authorized at the 1973 Town Meeting. The Conservation Commission will apply for a 50% self-help reimbursement from the State.

The Finance Committee recommends approval of the Article, subject to the Committee's approval of the final settlement between the Conservation Commission and the seller.

ARTICLE 14. ZONING--MORATORIUM DISTRICT

Article 14. To see if the Town will vote to amend its Zoning By-Laws and Plan as follows:

(a) By inserting the following new paragraph into Section III A of the Zoning By-Laws:

"3. A Moratorium District which includes all of the land and water in those districts designated 'Roadside Business District', 'Business District A', 'Business District B', 'Light Manufacturing District', and 'Limited Commercial District' on the Zoning Plan of Wayland."

(b) By adding the following new section thereto:

"X D MORATORIUM DISTRICT

1. The purpose of this section is to protect the land and water in this district from unwise exploitation while the Town reviews its zoning regulations in the light of probable future development and completes a comprehensive zoning plan for the welfare of its inhabitants, present and future.

2. No structure or part thereof shall be erected or constructed in or moved into the Moratorium District and no existing structure shall be enlarged or extended therein for a period terminating with the final adjournment of the 1977 Annual Town Meeting; provided, however, that the Inspector of Buildings may issue permits pursuant to the provisions of these Zoning By-Laws for temporary structures, for the maintenance and repair of structures for underground waste water disposal systems and for interior changes in said District.";

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant at the request of the Planning Board. It would restrict any new construction or development in the business zoned areas of the Town which would represent an enlargement of any structure. Repairs and normal maintenance of existing structures, construction of new, temporary structures, and replacement of a lost or damaged structure with one of equal size (as in the case of a fire) would be allowed.

The purpose of the moratorium would be to provide the Planning Board with a clear opportunity to analyze the business zoning problems and issues in the Town, to design an overall program, to submit the necessary by-law changes to the Town, and to those affected for review, and finally, to submit any proposed amendments to the Zoning By-Laws to the 1977 Annual Town Meeting for action.

The Planning Board estimates that the full 18 months will be required to complete this process. The moratorium, if adopted at this meeting, will affect permits which have been issued subsequent to the publishing of the Planning Board's legal notice in September. The moratorium will end by its own terms in 1977.

The Finance Committee is aware that some difficult delays may occur for some owners desiring to enlarge or sell their businesses, but it also believes that adequate relief is available in cases of extreme hardship. The moratorium would provide the Planning Board with the time required for serious study during a stable situation.

The Finance Committee recommends approval of the Article.

ARTICLE 15. ZONING--CORRECT METES AND BOUNDS

Article 15. To see if the Town will vote to amend its Zoning By-Laws and Zoning Plan by changing from "Single Residence District" to "Planned Development District", as a part of the Planned Development District established by vote under Article 8 of the October 30, 1974, Special Town Meeting, the parcel of land adjacent to said Planned Development District more fully described as follows:

Beginning at a point on the westerly side of Rice Road at the easterly end of the bound of Rice Road described as "N 44-41-06 W six hundred fifty-four and 56/100 (654.56) feet" In the Order of Layout of Rice Road dated February 17, 1964, recorded with Middlesex South District Deeds, Book 10503, page 69 and thence running

Southwesterly about 2,550 feet to the most northerly corner of the land conveyed to Sudbury Valley Trustees, Inc., by deed dated December 27, 1957, recorded with said Deeds, Book 9083, page 324, thence

Northeasterly by land of Devens H. Hamlen et al. by two lines, about 1,840 feet and about 570 feet, forming nearly a straight line, extending from said most northerly corner of said Sudbury Valley Trustees land to a point on the westerly side of Rice Road, thence

South 44°41' 06" East along the westerly line of Rice Road, 370 feet to the point of beginning;

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Planning Board to see if the Town will vote to amend its Zoning By-Laws and Zoning Plan to correct the metes and bounds description of

approximately 10 acres which were intended to be changed from "Single Residence District" to "Planned Development District" as a part of the Planned Development District established at the Special Town Meeting in October 1974. The map of the district to be created shown to the voters at the meeting was correct, but the metes and bounds describing the land shown on the map were incorrect. The Planning Board has taken steps to see that the metes and bounds are certified as correct by a registered surveyor.

The Planning Board will hold a public hearing and report to the Town at the Town Meeting.

The Finance Committee recommends approval of the Article.

ARTICLE 16. ZONING--TYPOGRAPHICAL ERROR

Article 16. To see if the Town will vote to amend its Zoning By-Laws by deleting the following subsection from Section IX B, Paragraph D 7 (b):

> "(1) 1.10 to 1.4, inclusive, in a 60,000 square foot residence zone;"

and by inserting the following in place thereof:

> "(1) 1.0 to 1.4, inclusive, in a 60,000 square foot residence zone;"

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Planning Board to see if the Town will vote to amend its Zoning By-Laws to correct a typographical error as set forth in the Article.

The Planning Board will hold a public hearing and report to the Town at the Town Meeting.

The Finance Committee recommends approval of the Article.

ARTICLE 17. ZONING--SEPARATION OF BUILDINGS

Article 17. To see if the Town will vote to amend its Zoning By-Laws by deleting Section IX B, paragraph D., 12., which now reads as follows:

> "Separation of Buildings
> The developer shall separate neighboring buildings to prevent overmassing and to assure privacy and a view to outlying open areas. Without limiting the generality of the foregoing, the distance between buildings shall be no less than seventy-five feet and every effort shall be made to design and locate buildings to retain and reflect the character of the community in which they are located."

and by inserting the following new paragraph D., 12., in place thereof:

> "Separation of Buildings
> The developer shall separate neighboring buildings to prevent overmassing and to assure privacy and a view to outlying open areas. Every effort shall be made to design and locate buildings to retain and reflect the character of the community in which they are located."

or take any action relative thereto.

RECOMMENDATION

This Article was inserted in the Warrant by the Planning Board to see if the Town will amend its Zoning By-Laws by modifying the section having to do with the separation of buildings in Planned Development districts. The present By-Law provides that the distance between buildings shall be no less than 75 feet. The proposed change would delete this absolute restriction from the By-Law (which could only be modified by a variance granted by the Zoning Board of Appeals). However, the Planning Board would expect to have a similar 75-foot rule in the Regulations to be promulgated by them under the Planned Development By-Law, and they would have the power to waive this 75-foot rule in appropriate cases, which they cannot do if it is in the By-Law. It should be borne in mind that the approval of a Planned Development by the Planning Board is only a recommendation and the ultimate approval or disapproval rests with the Zoning Board of Appeals.

The Planning Board will hold a public hearing and report to the Town at the Town Meeting.

The Finance Committee recommends approval of the Article.

ARTICLE 18. ZONING--LAND ABUTTING A PLANNED DEVELOPMENT DISTRICT

Article 18. To see if the Town will vote to amend its Zoning By-Laws by adding the following section at the end of paragraph C of Section IX B:

"4. In the event that access roads and underground utility services (other than septic disposal facilities) are necessary for a planned development site, land abutting but not included in a planned development district may be used for such purposes provided that such use shall have been approved by a 2/3 vote of a Town Meeting, that the Zoning Board of Appeals shall have endorsed its approval thereof on a site plan of the development proposed pursuant to the provisions of Section X A of these Zoning By-Laws, and further provided that:

(a) The Planning Board shall find that such roads and services meet the objectives set forth in paragraph A above;

(b) The Planning Board shall find that such roads and services meet the objectives set forth in paragraph D below;

(c) Any such roads and services so permitted shall be subject to all applicable provisions of this Section IX B and the rules and regulations prescribed by the Planning Board pursuant to paragraph G below;

or take any action relative thereto.

RECOMMENDATION

This and the following Article were inserted in the Warrant by the Planning Board to see if the Town will vote to amend its Zoning By-Laws to permit certain limited uses of land adjacent to a Planned Development District and to permit the use of a small parcel of land presently owned by Broomstones, Inc. as an access roadway for the Mainstone Planned Development.

Article 18 above contemplates a change in the Planned Development By-Law to permit the owner of a Planned Development to make use of access roads, utility services, or septic disposal facilities on abutting parcels (which may either be owned by the developer, or for which the developer has permission from the owner) on certain conditions, namely: that the Town

votes to authorize such use by a 2/3 vote; the Planning Board finds that such use meets the objectives of the Planned Development By-Law, the Zoning Board of Appeals shall have approved the Plan showing such use, and such roads, services or facilities, are subject to all applicable provisions of the rules and regulations promulgated by the Planning Board under the Planned Development By-Law.

The following Article contemplates the use of the driveway at Broomstones as part of an access road to the Mainstone Development on the west side of Rice Road. The developer initially proposed an access road which would enter Rice Road on the west side, south of the Broomstones driveway. The Planning Board requested that the developer reroute this access road so that it would join the Broomstones driveway and there would be, as a result, only one entrance onto Rice Road at that point.

The Planning Board will hold a public hearing and report to the Town at the Town Meeting.

The Finance Committee recommends approval of the Article.

ARTICLE 19. USE OF BROOMSTONES DRIVEWAY AS ACCESS ROAD

Article 19. To see if the Town will vote pursuant to the provisions of Section IX B. C. 4. of the Zoning By-Laws to permit the construction and use of an access road for Mainstone Farm Planned Development on that portion of the land of Broomstones, Inc., on the westerly side of Rice Road bounded and described as follows:

Beginning at a point on the westerly side of Rice Road at the Northeasterly corner of land now or formerly of Zaniboni and thence running NORTH 71° 30' 00" WEST by said Zaniboni land and by land of Mainstone Associates Trust, 480 feet, thence due NORTH 395 feet, bounded westerly by said Mainstone Associates Trust land, thence due EAST 150 feet, bounded Northeasterly by the remaining portion of said Broomstones, Inc., land, thence due SOUTH 245 feet, bounded Easterly by said Mainstone Associates Trust land, thence SOUTHEASTERLY 425 feet, bounded Northeasterly by said Mainstone Associates Trust land, to the Westerly line of Rice Road, and thence SOUTHWESTERLY by the Westerly line of Rice Road, 218 feet to the point of beginning;

or take any action relative thereto.

RECOMMENDATION

For the story on this Article see the Finance Committee Report under the preceding Article.

The Finance Committee recommends approval of the Article.

And you are required to serve this Warrant by posting copies thereof, attested by you, at the Town Office Building, at the Cochituate Town Building, and at each Library in Town, seven days, at least, before the time of holding said meeting.

Hereof, fail not and make due return of this Warrant with your doings thereon to the Town Clerk on or before November 12, 1975.

Given under our hands and seal this twenty second day of October in the year our Lord one thousand nine hundred and seventy five.

HERBERT N. ODELL, JR.
L. THOMAS LINDEN
JOHN B. WILSON
JOHN R. McENROY
MARCIA P. CROWLEY
Selectmen of the Town of
Wayland

JONATHAN STRONG
ROBERT S. SWAIN, JR.
BRUCE F. KINGSBURY
PAUL J. FRANCHI
CATHERINE W. SEILER
WILLIAM G. SEGAL
BERNARD R. HAND
Finance Committee

STATUTORY REFERENCES

REFER TO ARTICLE NO. 4

Chapter 32 -- Section 58

§ 58. Retirement after thirty years' service

A veteran who has been in the service of the commonwealth, or of any county, city, town or district or any housing authority, or any redevelopment authority, for a total period of thirty years in the aggregate, shall, at his own request, with the approval of the retiring authority, be retired from active service at seventy-two percent of the highest annual rate of compensation, including any bonuses paid in lieu of additional salary or as a temporary wage increase in addition to his regular compensation, and including any maintenance allowance, payable to him while he was holding the grade held by him at his retirement, and payable from the same source.

REFER TO ARTICLE NO. 10

Chapter 140 -- Section 137A

§ 137 A. Kennel licenses

Every person maintaining a kennel shall have a kennel license. Any owner or keeper of less than four dogs three months old or over who does not maintain a kennel may elect to secure a kennel license in lieu of licensing such dogs under section one hundred and thirty-seven, and during such time as he does not license such dogs thereunder shall have a kennel license and shall be subject to this section and to sections one hundred and thirty-seven B and one hundred and thirty-seven C and to so much of section one hundred and forty-one as relates to violations of this section, section one hundred and thirty-seven B or section one hundred and thirty-seven C to the same extent as though he were maintaining a kennel. Kennel licenses under this section shall be issued by the police commissioner of the city of Boston if the dogs are to be kept under such license in said city or by the clerk of any other town if to be so kept in said town.

Such license shall be in a form prescribed by the director, upon a blank to be furnished, except in the county of Suffolk, by the county in which the town is located. Such license shall be in lieu of any other license for any dog while kept at such kennel during any portion of the period for which such kennel license is issued. The holder of a license for a kennel shall cause each dog kept therein to wear, while it is at large, a collar or harness of leather or other suitable material, to which shall be securely attached a tag upon which shall appear the

number of such kennel license, the name of the town issuing such license and the year of issue. Such tags shall be in a form prescribed by the director, and shall be furnished to such owner or keeper by the clerk of the town in which such kennel is licensed, or, if licensed in Boston, by the police commissioner, in quantities not less than the number of dogs kept in such kennel. The fee for each license for a kennel shall be ten dollars if not more than four dogs are kept in said kennel, twenty-five dollars if more than four but not more than ten dogs are kept therein and fifty dollars if more than ten dogs are kept therein; provided, that, for the purpose of determining the amount of such fee for any kennel, dogs under the age of six months shall not be counted in the number of dogs kept therein. The name and address of the owner of each dog kept in any kennel, if other than the person maintaining the kennel, shall be kept on file thereat and available to inspection by the county commissioners and by any dog officer, conservation officer, deputy conservation officer, fish and game warden or police officer.

The clerk of any town, or in Boston the police commissioner, shall upon application issue without charge a kennel license to any domestic charitable corporation incorporated exclusively for the purpose of protecting animals from cruelty, neglect or abuse and for the relief of suffering among animals.

Any holder of a license for a kennel in any town may remove his kennel to a location in any other town in the same county, with the written approval of such new location of the mayor or selectmen of the town to which he removes his kennel. Before such removal he shall deliver to the clerk of the town into which he intends to remove his kennel the written approval of the mayor or selectmen thereof and his original license, and the clerk shall thereupon, on payment of a fee of one dollar, issue to him a new license covering the new location for the balance of the period of the original license.

TOWN OF WAYLAND
Board of Selectmen
38 COCHITUATE ROAD
WAYLAND, MASS. 01778

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